1 Laura Vartain Horn (SBN 258485) KIRKLAND & ELLIS LLP 2 555 California Street, Suite 2700 San Francisco, CA 94104 3 Telephone: (415) 439-1625 laura.vartain@kirkland.com 4 Jessica Davidson (Admitted *Pro Hac Vice*) 5 Christopher D. Cox (Admitted *Pro Hac Vice*) KIRKLAND & ELLIS LLP 6 601 Lexington Avenue New York, NY 10022 7 Telephone: (212) 446-4800 jessica.davidson@kirkland.com 8 christopher.cox@kirkland.com 9 Allison M. Brown (Admitted *Pro Hac Vice*) KIRKLAND & ELLIS LLP 10 2005 Market Street, Suite 1000 Philadelphia, PA 19103 11 Telephone: (215) 268-5000 alli.brown@kirkland.com 12 Attorneys for Defendants 13 UBER TECHNOLOGIES, INC., RASIER, LLC, and RASIER-CA, LLC 14 15 UNITED STATES DISTRICT COURT 16 NORTHERN DISTRICT OF CALIFORNIA 17 SAN FRANCISCO DIVISION 18 IN RE: UBER TECHNOLOGIES, INC., Case No. 3:23-md-03084-CRB (LJC) PASSENGER SEXUAL ASSAULT 19 LITIGATION **DECLARATION OF KRISTEN RENEE FOURNIER** 20 This Document Relates to: (Filed concurrently with Defendants' Motion for 21 (1) Postponement of First Bellwether Trial and Related Relief, and (2) Third-Party Subpoena Jaylynn Dean v. Uber Technologies, Inc. et al., 22 Case No. 3:23-cy-06708-CRB Regarding Misleading Ad Campaign; and [Proposed] Order) 23 Judge: Hon. Charles R. Breyer 24 6 - 17th Floor Courtroom: 25 26

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- 1. I am an attorney at Kirkland & Ellis LLP, counsel of record for Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC (collectively, "Uber" or "Defendants"). I offer this Declaration in the above-captioned matter in support of Uber's Motion for (1) Postponement of First Bellwether Trial and Related Relief, and (2) Third-Party Subpoena Regarding Misleading Ad Campaign.
- 2. Attached as **Exhibit 1** is a true and correct copy of portions of the transcript from the first JCCP bellwether trial in case no. CJC-21-005188. These portions are taken from jury selection during those proceedings on September 5, 2025. Uber will provide the full transcript to the Court upon request.
- 3. Attached as **Exhibit 2** is a true and correct copy of the JCCP Court's Order Granting Uber's Motion to Enforce the Protective Order, which is dated as of October 22, 2025.
- 4. Attached as **Exhibit 3** is a true and correct copy of Consumer Attorneys of California's press release about the Every 8 Minutes campaign, titled "CAOC Launches New Campaign: Every 8 Minutes," which is available on the organization's website at https://www.caoc.org/?pg=Blog&blAction=showEntry&blogEntry=133206 (dated as of Oct. 27, 2025).
- 5. Attached as **Exhibit 4** is a true and correct copy of CAOC's list of 2026 officers, which is available on the organization's website at https://www.caoc.org/?pg=CAOC-Officers (last accessed Dec. 1, 2025).
- 6. Attached as **Exhibit 5** is a true and correct copy of CAOC's list of 2026 board members, which is available on the organization's website at https://www.caoc.org/?pg=CAOC-Board (last accessed Dec. 1, 2025).
- 7. I reviewed a recording of the Every 8 Minutes video advertisement on October 28, 2025. The recording at issue captured a televised video advertisement during World Series postgame programming and was taken on or around October 27, 2025.

- 8. The recording described above included a voiceover stating that "almost every 8 minutes, sexual crime was reported to Uber" and displayed in writing that "[a] sexual crime was reported to Uber almost every 8 minutes." That written statement was attributed to "New York Times 8/7/25."
- 9. I sent a cease-and-desist letter to counsel for CAOC on October 29, 2025. In that letter, I raised multiple concerns with the statements described in paragraph 8, among other false and misleading statements within the advertisement.
- 10. On December 1, 2025, I reviewed the video advertisement available at https://www.every8minutes.com.
- 11. During my December 1, 2025 review I noted that the statements described in paragraph 8 are no longer present in the video hosted on the https://www.every8minutes.com website.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: December 2, 2025 Respectfully submitted,

By: /s/ Kristen Renee Fournier

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